



MONTGOMERY COUNTY ETHICS COMMISSION

Stuart D. Rick
Chair

Kenita Barrow
Vice Chair

September 27, 2013

Waiver 13-09-008

Pursuant to § 19A-12(b) of the Public Ethics Law, a public employee must not be employed by or own more than one percent of a business that is regulated by the County agency with which the public employee is affiliated, unless the Ethics Commission grants a waiver.

Bonnie Leiter is a Management and Budget Specialist III working at the Department of Health and Human Services (DHHS). She shares ownership with her husband in a business named Jimmie Cone, d/b/a JIMCO. JIMCO is a small ice cream shop with two locations, one being in Montgomery County. DHHS, through its Licensure and Regulatory Services, regulates food service facilities, including JIMCO. Ms. Leiter has no role in regulatory matters affecting JIMCO, and is not involved in any oversight of Licensure and Regulatory Services.

Pursuant to § 19A-8(b)(3) of the Public Ethics Law, the Ethics Commission may grant a waiver of the prohibition of § 19A-12(b) if the Ethics Commission concludes that the proposed employment is not likely to create an actual conflict of interest. Upon a review of the request along with the Department's concurrence in and support for the waiver request, the Commission finds that there is no actual conflict of interest. Pursuant to the standard of § 19A-8(b)(3), the Commission grants the waiver of the prohibition of § 19A-12(b).

In reaching this decision, the Commission has relied upon the facts as presented by Ms. Leiter.

For the Commission:

Stuart Rick, Chair

Montgomery County Ethics Commission

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